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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : HIRSCH, Alan R.
Serial No. : 10/690,791
Filing Date : October 22, 2003
Examiner : LEITH, Patricia A.
Group Art Unit: 1654
For : Method of Altering Weight Perception
Confirmation No.: 5622
Docket No. : INS-31875 [incorrectly shown as TAD-32179]

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 by first class mail.

Date:

11-19-4

Patricia A. Leith

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT
AND PRELIMINARY AMENDMENT**

Sir:

Applicant requests consideration of the pending claims in the above-identified patent application based on the remarks herein.

Response to Restriction begins on page 2 of this paper.

Preliminary Amendment with Amendments to the Claims are reflected in the listing of the claims, which begins on page 3 of this paper.

Information Disclosure Statement begins on page 8 of this paper.

Remarks begin on page 9 of this paper.

Appendix with Form 1449/PTO begins on page 10 of this paper.

Response to Restriction Requirement.

In response to the Examiner's requirement for restriction, Applicant elects as follows, with traverse:

Group I: Claims 1-21 and 26-30

Species 1 (floral odorant): lily of the valley

Species 2 (spice odorant): oriental spice

Generic claims: 1, 12, and 20

Listing of claims readable on the elected species: Claims 1-21 and 26-30

Applicant traverses the requirement to elect a species of floral odorant and spice odorant.

Applicant notes that the election of species is for the purpose of prosecution on the merits, and that Applicant will be entitled to consideration of claims to additional species upon allowance of a generic claim. It is understood that if the claims of the elected species are found allowable over the prior art, the Examiner will expand the search to include other species.